

LAW OFFICES

**BIRCH, HORTON, BITTNER AND CHEROT**

A PROFESSIONAL CORPORATION

1155 CONNECTICUT AVENUE, N.W. • SUITE 1200 • WASHINGTON, D.C. 20036 • TELEPHONE (202) 659-5800 • FACSIMILE (202) 659-1027

HAL R. HORTON (1944 - 1998)

RONALD G. BIRCH\*\*  
WILLIAM H. BITTNER  
KATHRYN A. BLACK  
SUZANNE CHEROT  
KIMBERLY A. DOYLE  
KATHLEEN TOBIN ERB  
MARK E. FINEMAN, P.E.  
DOUGLAS S. FULLER\*  
MAX D. GARNER

GRETCHEN L. GASTON\*†  
DAVID KARL GROSS  
TINA M. GROVIER  
WILLIAM P. HORN\*  
STEPHEN H. HUTCHINGS  
ROY S. JONES, JR.\*  
DANIEL C. KENT  
THOMAS F. KLINKNER  
HARVEY A. LEVIN\*†

STANLEY T. LEWIS  
THOMAS M. McDERMOTT  
MICHELLE MESHKE  
BARBARA A. MILLER\*  
GREGORY A. MILLER  
MICHAEL J. PARISE  
TIMOTHY J. PETUMENOS  
ELISABETH H. ROSS\*\*  
HO SIK SHIN\*†

JENNIFER C. ALEXANDER, OF COUNSEL

\* D.C. BAR  
\*\* D.C. AND ALASKA BAR  
† MARYLAND BAR  
‡ VIRGINIA BAR  
ALL OTHERS ALASKA BAR

1127 WEST SEVENTH AVENUE  
**ANCHORAGE, ALASKA 99501-3399**  
(907) 276-1550  
FACSIMILE (907) 276-3680

February 10, 2004

***VIA ELECTRONIC FILING***

Marlene H. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
c/o Vistronix, Inc.  
236 Massachusetts Avenue, N.E., Suite 110  
Washington, D.C. 20002

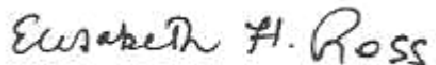
RE: *Supplemental Filing in Support of ACSW's Phase II E911 Implementation Plan*  
*CC Docket No. 94-102*

Dear Ms. Dortch:

On November 14, 2003, ACS Wireless, Inc. ("ACSW") filed a Petition for Limited Waiver and Forbearance from the Commission's Phase II Compliance Rules. Enclosed, is a letter from Representative Cheryl Heinze, Chair of the Alaska State Legislature House Economic Development, International Trade, and Tourism Committee supporting ACSW's E911 Phase II implementation plan as set forth in ACSW's November petition.

If you have any questions or concerns, please do not hesitate to contact the undersigned at 202-659-5800.

Sincerely,



Elisabeth H. Ross  
Ho Sik Shin

Enclosure

G:\505553\256\HRH0928.DOC

# Alaska State Legislature

House Special Committee on Economic Development; International Trade & Tourism  
REPRESENTATIVE CHERYLL BOREN HEINZE, CHAIR

## SESSION

State Capitol  
Juneau, Alaska 99801-1182  
(907) 465-4930 Tel  
(907) 465-3834 Fax

## INTERIM

716 W. Fourth Ave.  
Anchorage, Alaska 99501-2133  
Tel (907) 269-0160  
Fax (907) 269-0177



December 18, 2003

Mary Ann Pease  
VP Corporate Communications  
Alaska Communications Systems  
600 Telephone Avenue  
Anchorage, Alaska 99503

Dear Mary Ann,

Alaska Communications Systems Inc. (ACS) has made a presentation before the House Special Committee on Economic Development: International Trade and Tourism of the Alaska State Legislature concerning the plans of its subsidiary, ACS Wireless, Inc. (ACSW), to provide Phase II Enhanced E 911 service on an advanced CDMA PCS network in Alaska. It is our understanding from ACS' testimony that the proposed handset-based solution will provide more accurate location information than a network-based solution. However, the handset-based solution will take longer to implement fully.

According to its plans filed with the FCC, ACSW will ensure that at least 50% of all new handsets activated on its system will be location-capable using A-GPS technology by May 30, 2004. ACSW will ensure that at least 90% of all new handsets activated are location-capable no later than May 30, 2005. ACSW will ensure that at least 99% of all new digital handsets activated are location-capable by December 31, 2005. Additionally, ACSW will ensure that penetration of location-capable handsets among its subscribers will reach 95% by June 30, 2006. ACSW does not plan to make substantial upgrades to its existing TDMA network to make it location-capable since it will be phasing out service on this system. Instead, it has proposed transitioning its TDMA customers to the new CDMA system for improved service.

The EDT Committee does not object to ACSW's decision to implement a handset-based A-GPS solution on its PCS network over the time periods described rather than implement a network-based solution on its TDMA network. The EDT committee recognizes that this is the best solution for ACSW's customers at this time.

Sincerely,

A handwritten signature in cursive script that reads "Cheryll Heinze".

Representative Cheryll Heinze  
Chair, House Economic Development, International Trade and Tourism Committee  
Alaska State Legislature